

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: _____ DATE FILED: 10/1/2024
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
ALFREDO BELLO HERRERA, *and* ANGELO :
BELLO SILVA, *on their own behalf and on behalf of* :
others similarly situated, :
:

Plaintiffs, :

-v- :

MANNA 2ND AVENUE LLC, *doing business as* :
GINA LA FORNARINA, *et al.,* :

Defendants. :

1:20-cv-11026-GHW

ORDER

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GREGORY H. WOODS, United States District Judge:

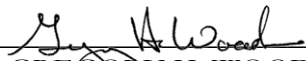
On September 30, 2024, the parties submitted a joint letter requesting approval of a proposed settlement agreement that would dismiss with prejudice Plaintiffs' claims under the Fair Labor Standards Act ("FLSA") and New York Labor Law ("NYLL"). Dkt. No. 98. "[P]arties cannot enter into private settlements of FLSA claims without either the approval of the district court or the Department of Labor." *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199, 200 (2d Cir. 2015). Accordingly, the Court must review the parties' proposed settlement of their FLSA claims to determine whether it is "fair and reasonable." *Velasquez v. SAFI-G, Inc.*, 137 F. Supp. 3d 582, 584 (S.D.N.Y. 2015).

The Court will hold a hearing with respect to the fairness of the parties' proposed settlement agreement by telephone on October 18, 2024 at 3:00 p.m. The parties are directed to the Court's Individual Rules of Practice in Civil Cases, which are available on the Court's website. Rule 2 of the Court's Individual Rules contains the dial-in number for the conference and other relevant

instructions. The parties are specifically directed to comply with Rule 2(C) of the Court's Individual Rules.

SO ORDERED.

Dated: October 1, 2024
New York, New York


GREGORY H. WOODS
United States District Judge